

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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|---|----------------------|------------------------|-------------|
| <b>TRANSMITTAL FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number   | 09/884,451-1957        |             |
|   | Filing Date          | June 19, 2001          |             |
|   | First Named Inventor | Robert P. Dolan        |             |
|   | Group Art Unit       | 2823                   |             |
|   | Examiner Name        | Not Yet Assigned       |             |
| Total Number of Pages in This Submission  |                      | Attorney Docket Number | 101361-0043 |

**ENCLOSURES (check all that apply)**

|   |  |   |
|---|--|---|
| <input type="checkbox"/> Fee Transmittal Form   | <input type="checkbox"/> Assignment Papers<br>(for an Application)                         | <input type="checkbox"/> After Allowance Communication to Group                               |
| <input checked="" type="checkbox"/> Fee Attached (checks in the amount of \$840.00 for filing fee.) | <input type="checkbox"/> Drawing(s)  | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences           |
| <input type="checkbox"/> Amendment/Reply  | <input type="checkbox"/> Licensing-related Papers  | <input type="checkbox"/> Appeal Communication to Group<br>(Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final  | <input type="checkbox"/> Petition  | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Affidavits/declaration(s)  | <input type="checkbox"/> Petition to Convert to a Provisional Application                  | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Extension of Time Request  | <input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s)<br>(please identify below)             |
| <input type="checkbox"/> Express Abandonment Request  | <input type="checkbox"/> Terminal Disclaimer   | 1. A copy of PTO form Request to File Missing Parts.  |
| <input type="checkbox"/> Information Disclosure Statement   | <input type="checkbox"/> Request for Refund  | 2. Return postcard.   |
| <input type="checkbox"/> Certified Copy of Priority Document(s)                                     | <input type="checkbox"/> CD, Number of CD(s) _____   |   |
| <input checked="" type="checkbox"/> Response to Missing Parts/<br>Incomplete Application            | Remarks  |   |
| <input type="checkbox"/> Response to Missing Parts<br>under 37 CFR 1.52 or 1.53                     |  |   |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

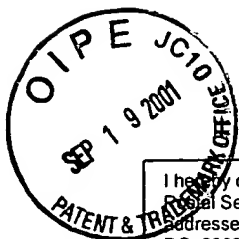
|                         |   |
|-------------------------|---|
| Firm or Individual Name | NUTTER, MCCLENNEN & FISH, LLP<br>Reza Mollaaghababa |
| Signature               |   |
| Date                    | September 17, 2001                                  |

**Transmittal**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: BOX Missing Parts, Commissioner for Patents, Washington, DC 20231, on the date shown below.

Dated: September 17, 2001

Signature: (Reza Mollaaghababa)



Attorney Docket No.: 101361-0043

#3

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Dated: September 17, 2001

Signature: *Reza Mollaaghababa*  
(Reza Mollaaghababa)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Robert P. Dolan, et al.

Application No.: 09/884,451-1957

Group Art Unit: 2823

Filed: June 19, 2001

Examiner: Not Yet Assigned

For: SIMOX USING CONTROLLED WATER  
VAPOR FOR OXYGEN IMPLANTS

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

**Box Missing Parts**  
Commissioner for Patents  
Washington, DC 20231

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date  
Granted mailed July 18, 2001, Applicant respectfully submits a check in the amount of  
\$840.00 for filing fee and a copy of PTO Form Request to File Missing Parts.

The Commissioner is hereby authorized to charge any deficiency in the fees  
filed, asserted to be filed or which should have been filed herewith (or with any paper

hereafter filed in this application by this firm) to our Deposit Account No. 141449, under Order No. 101361-43.

Dated: September 17, 2001

Respectfully submitted,

By 

Reza Mollaaghababa

Registration No.: 43,810

MUTTER, MCCLENNEN & FISH, LLP

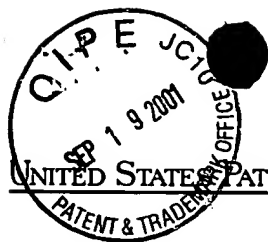
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Attorneys for Applicant



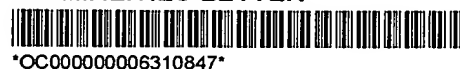
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/884,451         | 06/19/2001          | Robert Dolan          | 101361-0043            |

CONFIRMATION NO. 1957

## FORMALITIES LETTER



\*OC00000006310847\*

NUTTER, MCCLENNEN & FISH, LLP  
Reza Mollaaghababa  
One International Place  
Boston, MA 02110-2699

COPY

Date Mailed: 07/18/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 840.

*A copy of this notice **MUST** be returned with the reply.*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE

09/20/2001 MWOLDER1 00000019 09884451

01 FC:101 710.00 OP  
02 FC:105 130.00 OP